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 8 UNITED STATES DISTRICT COURT
 9 EASTERN DISTRICT OF CALIFORNIA

11 KATIE M. STEFFEN,
 12 Plaintiff,
 13 v.

Case No.: 2:15-CV-01025-TLN-KJN

**STIPULATION AND ORDER GRANTING
 LEAVE TO FILE SECOND AMENDED
 COMPLAINT**

14 UNION PACIFIC RAILROAD COMPANY, a
 Delaware Corporation, BRIAN L. KLINE,
 15 PACIFIC EXCAVATION, INC., AMERON POLE
 PRODUCTS LLC,
 16 Defendants.

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 18 Plaintiff, KATIE M. STEFFEN, and defendants UNION PACIFIC RAILROAD COMPANY, a
 19 Delaware Corporation, and BRIAN L. KLINE, submit the following Joint Stipulation and request that
 20 the Court grant plaintiff leave to add AMERON POLE PRODUCTS LLC to this action and file a
 21 Second Amended Complaint pursuant to Rule 15(a) of the Federal Rules of Civil Procedure:

- 22 1. Plaintiff filed her complaint on April 7, 2016 in Yolo County Superior Court;
- 23 2. On May 11, 2015, defendants removed plaintiff's complaint to the Eastern District of
- 24 California;
- 25 3. On May 11, 2015, defendants filed and served their answer to plaintiff's complaint;
- 26 4. While in the course of taking depositions and other discovery, Union Pacific has
- 27 developed a new defense, that another entity may be liable to the Plaintiff, based on what is now
- 28 believed to be a potentially faulty installation and/or design of a breakaway light pole that

1 Plaintiff's vehicle struck at the time of the accident. Since this discovery, Plaintiff has been
2 determining the correct and responsible parties.

3 5. On January 6, 2017, Plaintiff filed her First Amended Complaint.

4 6. The parties have met and conferred regarding the addition of defendants in
5 plaintiff's proposed Second Amended Complaint and Defendants have agreed to Plaintiff's request
6 for this stipulation.

7 NOW, THEREFORE, the parties hereby stipulate and request that the Court grant plaintiff
8 leave to file a Second Amended Complaint in this action, a true and correct copy of which is
9 attached as Exhibit A hereto.

10 **IT IS SO STIPULATED.**

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12 DATED: **DREYER BABICH BUCCOLA WOOD CAMPORA, LLP**

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14 By: /s/ Robert A. Buccola
15 ROBERT A. BUCCOLA
16 Attorney of Plaintiff

17 DATED: **UNION PACIFIC RAILROAD COMPANY LAW DEPARTMENT**

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19 By: /s/ John D. Feeney
20 JOHN D. FEENEY
21 Attorney for Defendants

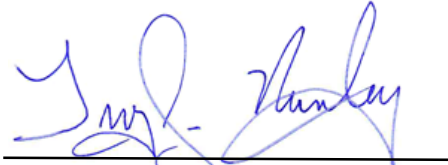
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23 DATED: **CHRISTENSEN EHRET LLP**

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25 By: /s/ Marysia S. Okreglak
26 JENNIFER K. STINNETT
27 MARYSIA S. OKREGLAK
28 Attorney for Defendants

ORDER

Good cause appearing, IT IS HEREBY ORDERED that plaintiff is granted leave to file the Second Amended Complaint, which is to be filed with the Court within ten (10) days of this signed Order.

Dated: March 7, 2017



Troy L. Nunley
United States District Judge

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